IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

And
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 22235 of 1998

Between:

1 N.Sampoornamma, W/o.A.Ramachandra Reddy, Multipurpose Health Assistant (Female) in primary Health Centre, Bommasamudram,
Gudipala Mandal. Chittoor District.
2 B.Maheswari, W/o.Reddyram, Multipurpose Health Assistant (Female) in Primary Health Centre in District Head Quarters
Hospital, Chittoor Town, Chittoor District.
3 R.Mariyamma, W/o.R.Anjaneyulu, Multipurpose Health Assistant (Female) in Primary Health Centre, S.R.Puram Village & Mandal
Chittoor District.
4 P.Leelavathi, W/o.Purushotham, Multipurpose Health Assistant (Female) in Primary Health Centre B.N.Kandriga Village and Mandal
Chittoor District.
5 B.Prameela, W/o.D.Devarajulu, Multipurpose Health Assistant (Female) in Primary Health Centre Chinnapandur Village,

Chittoor District.
6 A.Vijayabharathi, D/o.A.Devasirvadam, Multipurpose Health Assistant (Female) in Primary Health Centre B.N.Kandriga Village,
Chittoor District.
7 S.Jayamma, W/o.Arunachalam Reddy, Multipurpose Health Assistant (Female) in Primary Health Centre, Baireddypalle Village & Mandal
Chittoor District.
8 J.Anusya D/o.A.Joseph, Multipurpose Health Assistant (Female) in Primary Health Centre Chowdepalle Village & Mandal
Chittoor District.
9 M.R.Mydhili W/o.Late N.Srinivasan, Multipurpose Health Assistant (Female), in Primary Health Centre Irala Village & Mandal
Chittoor District.
10 A.Jeevamma, W/o.Gopal, Multipurpose Health Assistant (Female) in Primary Health Centre P.Kothakota Village,

Puthalapattu Mandal. Chittoor District.

11 O.M.Nagamba, W/o.Bhaskar, Multipurpose Health Assistant (Female) in Primary Health Centre P.Kothakota Village, Puthalapattu Mandal, Chittoor District.

12 B.Dhanabagyam, W/o.B.Govindswamy, Multipurpose Health Assistant (Female) in Primary Health Centre, Gudipala Village & Mandal, Chittoor District.

13 T.K.Yamuna Bai W/o.T.Krishnaiah Setty, Multipurpose Health Assistant (Female) in Primary Health Centre Thavanampalle Village & Mandal.

14 G.Purnamma, W/o.G.Venkatramaiah, Multipurpose Health Assistant (Female) in Primary Health Centre, Yadamari Village & Mandal.

15 T.Sasirekha, W/o.Hariharan, Multipurpose Health Assistant (Female) in Primary Health Centre, Kolamasanapalle Village and Post, Near Palamaner.

16 K.Neelavathy, W/o.Late Kuppuswamy, Multipurpose Health Assistant (Female) in Primary Health Centre, G.D.Nellore Village & Mandal Chittoor District.

17 M.Lakshmamma, W/o.Late Sekhar, Multipurpose Health Assistant (Female) in Primary Health Centre, Thavanampalle Village & Mandal

18 C.Kannammal, D/o.Chinnaiah, Multipurpose Health Assistant (Female) in Primary Health Centre, Bommasamudram, Gudipala Mandal.

19 C.Sakuthalamma, W/o.Kannaiah, Multipurpose Health Assistant (Female) in Primary Health Centre, Government Maternity Hospital, Tirupathi.

20 N.Jayamma, W/o.Balakrishna, Multipurpose Health Assistant (Female) in Primary Health Centre, Bommasamudram, Gudipala Mandal.

21 S.Noorjahan, W/o.A.Vijayasekhar, Multipurpose Health Assistant (Female) in Primary Health Centre, Renigunta Village & Mandal.

22 A.G.Sarojamma, W/o.Ananda Reddy, Multipurpose Health Assistant (Female) in Primary Health Centre, Kammapalli Village, Ramachandrapuram Mandal.

23 M.C.Kantha, W/o.Late R.S.Sathyanadhan, Multipurpose Health Assistant (Female) in Primary Health Centre, Kammapalli Village. Ramachandrapuram Mandal.

24 P.Navamani Peters, W/o.S.Samuel Naicker, Multipurpose Health Assistant Female) in Primary Health Centre, Renigunta Village & Mandal.

..... PETITIONERS

AND

1 The Registrar A.P.Administrative Tribunal, Hyderabad.

2 The Regional Director of Medical and Health Services Cuddapah.

3 The Director of Family Welfare, Sultan Bazar, Hyderabad.

4 The Government of A.P., represented by its Secretary, Medical & Health Department, Secretariat Buildings Hyderabad.

5 K.Sumathi, Multi Purpose Health Assistant (F), Sub-Centre, G.D.Nellore, Primary Health Centre, G.D.Nellore, Chittoor District.
6 M.K.Rajeswaramma, Multi Purpose Health Assistant (F), Sub-Centre, S.R.Puram, Primary Health Centre, S.R.Puram, Chittoor District.
7 Smt.K.Renuka Devi, W/o.A.L.Ravindranath, Multipurpose Health Assistant (Female), Korrapadu, Anantapur District (Sub.Centre Venkatapuram).
8 Smt. E.Padmavathy, W/o.L.Umapathy, Multipurpose Health Assistant (Female), Primary Health Centre, Rapthadu Ananthapur District.
9 A.Nagarathnamma, W/o.A.Venkataramana, Multipurpose Health Assistant (Female), Marur Sub-Centre, Rapthadu PHC, Anantapur District.
10 Smt.G.Fakuru Bee, W/o.Md.Kalander, Multipurpose Health Assistant (Female), Sub-Centre Sulthanpeta PHC,Bommanahal,Anantapur District.
11 Smt.B.Anusuya, W/o.Sivalinga Gowd, Multipurpose Health Assistant (Female), PHC, Bommanahal, Anantapur District.
12 Smt. R.Florence, W/o.Dr.R.Rajarathnam, Multipurpose Health Assistant (Female), Sub-Centre Rachunapalli, PHC, Atmakur, Anantapur District.
(Respondents 7 to 12 are impleaded as per Court orders in WPMP.No.33575 of 1998, dated 23.11.1998)

13 Y.S.Embrose, W/o.Embrose, Multipurpose Health Assistant (Female), Tiruchanur, Sub-Centre, Renigunta PHC, Chittoor District.
14 B.Nageswari, W/o.Ramesh, Multipurpose Health Assistant (Female), PHC, Pachikapalvam, Chittoor District
15 A.Rajani, W/o.Rajesh, Multipurpose Health Assistant (Female), Government Hospital, Palamaneru, Chittoor District.
16 Smt.Ramani Jayanthi, W/o.Prakash, Multipurpose Health Assistant (Female), Training School Warden, SVRR Hospital, Tirupathi
17 Smt P.Sampoorna, W/o.Suresh, Gajulamandyam, Sub-Centre, Renigunta, PHC, Chittoor District.
(R.R.13to17 are impleaded as per Court Order dated 2/2/2001 in WPMP.No 19487/2000)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of Certiorari or any other appropriate Writ order or direction after calling for the records from the A.P. Administrative Tribunal at Hyderabad i.e., the 1st respondent herein pertaining to its Judgment rendered in O.A.No.579/98, dt.2-3-1998 and quash the same and consequentially direct the respondents 2 to 4 herein to effect promotions to the next category of Multi Purpose Health Supervisors (Female) from the feeder category of Multi Purpose Health Assistants (Female) strictly in accordance with the seniority of the incumbents in the feeder category and pass such other order or orders.

Counsel for the Petitioners: MR.M.CHANDRASEKHAR REDDY

Counsel for the Respondent Nos.1 to 4: GP FOR SERVICES-I

Counsel for Respondents ,5, 6, and 13 to 17: MR.K.R.PRABHAKAR

Counsel for Respondents 7 and 8 and 11 and 12: MR.M.VIJAYA KUMAR

Counsel for Respondents 9 and 10: MR.K.VENKATARAMAIAH.

CONTEMPT CASE NO : 1673 of 2004

(Contempt Case U/s. 10 to 12 of Contempt of Courts Act to punish the Respondents herein for violating, disobeying the Order of the High Court dated 22.6.2004 in WPMP No.2883 of 2004 in WP No. 22235 of 1998.

Between:

1 K. Sumathi, W/o Raghunatha Reddy
MPHA(F), (F) Sub Centre, G D Nellore,
PHC, Nellore District.
2 M.K. Rajeswaramma, NPHA(F) Sub Centre S H Puram, PHC, SH Puram,
Chittoor District.
3 Y.S. Embrose, W/o Embrose, MPHA(F), Tiruchanur Sub Centre PHC,
Chittoor District.
4 B. Nageswari, W/o Ramesh, MPHA(F), PHC, Pachikapallam,
Chittoor District.
5 A. Rajani, W/o Rajesh, MPHA(F), Government Hospital, Palamaneru,
Chittoor District.
6 J. Ramani Jayanthi, W/o Prakash, MPHA(F), Training School Warden,
SVRR Hospital, Tirupathi.
7 P. Sampoorna, W/o Suresh, MPHA(F), Gajula Mandyam Sub Centre,
Renigunta PHC, Chittoor District.

..... PETITIONER

(Petitioners 5 and 6 are not necessary parties in CC)

AND

1 N. Sampoornamma
2 B. Maheswari
3 R. Mariyamma
4 P. Leelavathi
5 P.B.Prameela
6 A. Vijayabharathi,
7 S. Jayammaa
8 J. Anasuya
9 M.R. Mydhili
10 A. Jeevamma
11 O M. Nagamba
12 D. Dhanabagyam,
13 T.K. Yamuna Bai
14 G.Purnamma

15 T.Sasirekha

16 K. Neelavathi
17 M. Lakshmamma
18 C. Kannammal,
19 C. Sakunthalamma
20 N. Jayamma
21 S. Noorjahan
22 A.G. Sarojamma,
23 M.C. Kantha
24 P. Navamani Peters
25 The Registrar, A.P. Administrative Tribunal, Hyderabad.
(RR 1 to 25 are not necessary parties to this CC)
26 Dr. S. Arunakumari, Regional Director of Medical and Health Services, Cuddapah.
27 Mr. Mastan Rao, Director of Family Welfare,
Sultan Bazar, Hyderabad.
28 Sri I.V. Subba Rao, Secretary,
Government of A.P., Medical & Health Department,
Secretariat Buildings, Saifabad, Hyderabad.

RESPONDENTS

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CONTEMPT CASE NO : 1674 of 2004

(Contempt Case U/s. 10 to 12 of Contempt of Courts Act to punish the Respondents herein for violating, disobeying the Order of the High Court dated 22.6.2004 in WPMP No.1183 of 2004 in WP No. 22235 of 1998.

Between:

1 K. Renuka Devi, W/o A.K. Ravindranath
MPHA (F), PHC, Korrapadu,
Ananthapur District.
2 K. Padmavathi, W/o Umapathy,
MPHA (F), PHC, Rapthadu,

Ananthapur District.

3 A. Nagarathnamma, D/o A. Venkataramana,
MPHA (F), PHC, Rathadu,
Ananthapur District.

4 C. Fakrubee, W/o Md. Kalandar,
MPHA (F), PHC, Sulthanpeta, Narpale,
Ananthapur District.

5 B. Anasuya, w/o Sivalinga Goud,
MPHA (F), PHC, Sheemanahal,
Ananthapur District.

6 R. Florence.
(Petitioner No.6 is not necessary to this CC)

..... PETITIONERS

AND

1 N. Sampooranamma
2 B. Maheswari
3 R. Mariyamma
4 P. Leelavathi
5 B. Prameela
6 A. Vijayabharathi
7 S. Jayamma
8 J. Anasuya
9 M.R. Mydhili
10 A. Jeevamma
11 O.M. Nagamba
12 D. Dhanabagyam
13 T.K. Yamuna Bai
14 G. Puranamma
15 T. Sasirekha
16 K. Neelavathi,
17 M. Lakshmamma,
18 C. Kannammal,
19 C. Sakunthalamma
20 N. Jayamma,
21 S. Noorjahan
22 A.G. Sarojamma
23 M.C. Kantha
24 P. Navamani Peters
25 The Registrar, A.P. Administrative Tribunal, Hyderabad.
(RR 1 to 25 are not necessary party to this CC)
26 Dr. S. Arunakumari, Regional Director of Medical and Health Services,
Cuddapah.
27 Mr. Mastan Rao, Director of Family Welfare,
Sultan Bazar, Hyderabad.
28 Sri I.V. Subba Rao, Secretary,
Government of A.P., Medical & Health Department,
Secretariat Buildings, Saifabad, Hyderabad.

RESPONDENTS

The Court made the following:

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ORAL ORDER: (per GB.J.)

WP.No.22235 of 1998

The Writ Petition is filed assailing the order passed by A.P. Administrative Tribunal (for short Tribunal) in O.A.No.579 of 1998, dated 2.3.1998, after obtaining leave of this Court.

2. It is now brought before this Court by the learned counsel for the petitioners and

also the learned counsel for the unofficial respondents that the petitioners have since been promoted as Multipurpose Health Supervisors (Female). Inasmuch as the grievance of the petitioners is no more exist, we do not find any ground to adjudicate the matter on merits.

3. Accordingly the Writ Petition is closed. However, we leave it open to the persons who are to be promoted to agitate their rights before the Tribunal, if they so feel aggrieved by the action of the authorities. No costs.

C.C.Nos.1673 and 1674 of 2004

4. In view of the orders passed in Writ Petition No.22235 of 1998, no orders are necessary in these Contempt Cases.

5. Accordingly both the Contempt Cases are closed.

(G.BIKSHAPATHY, J.)

28th February, 2005.

(P.S.NARAYANA, J.)

SSR

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Registrar A.P.Administrative Tribunal,
Hyderabad.

2 The Regional Director of Medical and Health Services,
Cuddapah.
3 The Director of Family Welfare, Sultan Bazar, Hyderabad.
4 The Secretary, Medical & Health Department, Government of A.P.,
Secretariat Buildings Hyderabad.
5 2 CCs to G.P. for Services-I, High Court of A.P. Hyderabad. (OUT)

6 2 CD copies

*Form-NIC-OGS/WP{**VVS**}*